

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED

MAR 11 2009

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

RICKY O. MOON,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

CIVIL No. 6:08cv40016

ORDER

JUDGE NORMAN K. MOON

I referred this case to the Honorable Michael F. Urbanski, United States Magistrate Judge, for proposed findings of fact and a recommended disposition. In his Report and Recommendation, filed on February 20, 2009, Judge Urbanski recommends that the Commissioner's final decision be affirmed and that Defendant's motion for summary judgment be granted. Upon my review of the record, and no objection to the Report and Recommendation having been filed within ten days of its service upon the parties, the Report and Recommendation (docket no. 16) is hereby ADOPTED in its entirety, Defendant's Motion for Summary Judgment (docket no. 10) is hereby GRANTED, Plaintiff's Motion for Summary Judgment (docket no. 9) is hereby DENIED, and the Commissioner's final decision is hereby AFFIRMED. Accordingly, this case will be stricken from the active docket of the Court.

It is so ORDERED.

The Clerk of the Court is hereby directed to send a certified copy of this Order to all counsel of record and to Magistrate Judge Urbanski.

Entered this 11th day of March, 2009.

[Signature]
NORMAN K. MOON
UNITED STATES DISTRICT JUDGE